



**CITY OF FORT LAUDERDALE  
City Commission Agenda Memo  
REGULAR MEETING**

**#15-0564**

---

**TO:** Honorable Mayor & Members of the  
Fort Lauderdale City Commission

**FROM:** Lee R. Feldman, ICMA-CM, City Manager

**DATE:** April 21, 2015

**TITLE:** Three ordinances amending beach definitions to delete therefrom Bonnet  
House Private Beach

---

**Recommendation**

It is recommended that the City Commission adopt on first reading each of the three ordinances described below.

**Background**

East of A-1-A, Bonnet House<sup>1</sup> owns approximately 1,500 feet of beach from Sunrise Boulevard South to the Natchez Property. Of that 1,500 feet of beach, 700 feet is owned by Bonnet House in fee simple and is not encumbered with a public beach easement (“Bonnet House Private Beach”). The balance of the 1,500 feet is encumbered with a public beach easement. Discussions regarding Special Event permitting for Bonnet House, both as to the beach side and as to the Bonnet House property West of A-1-A, began with Agenda Item Report 11-0214 (Exhibit “1” & “2”), with Bonnet House requesting a Special Event Agreement over a longer period of time so that Bonnet House would not have to return to the City for special event permits for events that routinely recur on Bonnet House Property. As part of those overall discussions Bonnet House requested that the City adopt ordinances that would exempt Bonnet House Private Beach from the beach codes.

Negotiations and draftsmanship of the Bonnet House Event Agreement were forestalled while Bonnet House negotiated with City staff relative to operating a restaurant on Bonnet House Property, West of A-1-A, which property is zoned Parks, Recreation and Open Space. After some time it appeared that City staff became convinced that under certain circumstances the restaurant could be a permitted use. With that Bonnet House requested that the parties proceed to finalize (i) the Bonnet House Event Agreement, (ii) finalize for presentation to the City Commission the three beach ordinances presented

---

<sup>1</sup> Actually fee simple title is vested in Florida Trust for Historic Preservation, Inc., a Florida not for profit corporation, with operation responsibilities vested in Bonnet House, Inc., a Florida not for profit corporation. For ease of reference this Memorandum will refer to “Bonnet House” as the owner and operator of the Bonnet House properties, both West of A-1-A and East of A-1-A.

today; and (iii) consent to proceed with the adoption of the Food and Beverage Service Ordinance, a portion of which is on beach lands owned in fee simple by Bonnet House for which there is a public beach easement.

The three ordinances in question deal with the beach area identified above as Bonnet House Private Beach with such amendments being described as follows:

- A. An Ordinance amending Chapter 5, Alcoholic Beverages, Code Sec. 5-3, Consumption, Possession in Beach Area, by amending the definition of “beach area” to delete the above described “Bonnet House Private Beach” from the definition.
- B. An Ordinance amending Chapter 8, Boats, Docks, Beaches and Waterways, Code Sec. 8-52, Duty to provide lifeguards, etc.; public beaches designated by amending the definition of Fort Lauderdale Beach Designated in such a manner as to delete from the definition of Fort Lauderdale Beach designated the above describe “Bonnet House Private Beach.”
- C. An Ordinance amending Chapter 8, Boats, Docks, Beaches and Waterways, Code Sec. 8-71, Pubic Beaches Defined, by amending the definition of “Public Beaches” in such a manner as to delete from the definition of “Public Beaches” the above described “Bonnet House Private Beach.”

It is anticipated that the Bonnet House Event Agreement will be brought to the Commission at their May 5, 2015 Regular Meeting, coinciding with what is anticipated to be second reading for the three ordinances.

### **Resource Impact**

No budgetary impact.

### **Strategic Connections**

This item is a *Press Play Fort Lauderdale Strategic Plan 2018 Initiative*, included within the Infrastructure Cylinder of Excellence, specifically advancing:

Goal 1: Be a pedestrian friendly, multi-modal City.

Objective 1: Improve transportation options and reduce congestion by working with agency partners.

This item advances the *Fast Forward Fort Lauderdale 2035 Vision Plan: We are Connected*.

### **Attachments:**

Exhibit 1      Agenda Item Report 11-0614, City Commission Conference Agenda, May

	3, 2011
Exhibit 2	City Commission Conference Minutes – 05/03/2011
Exhibit 3	Proposed Ordinance “A” – amending Sec. 5-3 Alcoholic Beverages
Exhibit 4	Proposed Ordinance “B” – amending Sec. 8-52, Public Beaches Designated
Exhibit 5	Proposed Ordinance “C” – amending Sec. 8-71, Public Beaches Defined

---

Prepared by: Katerina Skoundridakis

Department Director: Lee R. Feldman